

**IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF KANSAS**

ROBYN RENEE ESSEX,)	
)	
)	
Plaintiff,)	
)	CIVIL ACTION
v.)	
)	No. 12-4046-KHV-JWL
KRIS W. KOBACH,)	
Kansas Secretary of State,)	
)	
Defendant.)	
_____)	

**Before KATHRYN H. VRATIL, Chief District Judge, MARY BECK BRISCOE, Chief
Judge of the Tenth Circuit, and JOHN W. LUNGSTRUM, District Judge**

TRIAL ORDER

In light of the number of parties who have been granted leave to intervene in this case and in order to focus the presentation of evidence and argument for the proceedings to be commenced on Tuesday, May 29, 2012, the Court enters the following order.

Given that the unconstitutionality of the existing Congressional, State Legislative and State Board of Education districts is uncontested, the Court does not believe it needs additional evidence or argument on that issue, except to the extent the parties may submit a stipulation of facts to that extent. Additionally, the court does not believe that it needs or would find helpful opening statements by the parties.

The Court intends to direct its time and attention to the parties' proposals for redistricting maps that are both constitutionally sound and fair to the people of Kansas. Accordingly, the Court intends to segment the evidentiary proceedings to address the three

separate categories of districts in question.

The Court will take up proposals for Congressional Districts from 9:00 a.m. until noon on Tuesday, May 29. It will take up proposals for House of Representatives and State Senate Districts from 1:00 p.m. until 5:00 p.m. on that date. It will then take up proposals for State Board of Education Districts at 9:00 a.m. until 11:00 a.m. on Wednesday, May 30. Closing arguments will be entertained beginning at 11:00 a.m. on Wednesday, May 30. The Court does recognize that the ends of justice might call for or permit additional evidence or argument and reminds the parties to maintain availability on June 4-6.

Because this schedule is very compact, the parties must endeavor to co-operate and to avoid duplication and repetition. The Court will not permit redundant presentations. It appears that there may be several parties who share interests and they should likewise endeavor to present their position in a consolidated manner.

The parties are directed to meet and confer and determine the order of proceeding. They shall make available to the Court at 9:00 a.m. on Tuesday, May 29 a list showing the agreed upon order in which counsel will be recognized for each of the evidentiary arguments and for closing argument.

Witness and Exhibit lists shall be filed by May 25, 2012.

IT IS SO ORDERED.

s/ Kathryn H. Vratil
FOR THE COURT